



RCE#

PATENT
Attorney Docket 054824-5001-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Katherine M. Burnett *et al.***) Confirmation No. **4660**
)
Application No. **10/722,134**) Group Art Unit: **1617**
)
Filed: **November 26, 2003**) Examiner: **Abigail M. Cotton**
)
For: **Anhydrous Topical Skin Preparations**) Date: November 20, 2006

U.S. Patent and Trademark Office
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Randolph Building
401 Dulany Street
Alexandria, VA 22314

REQUEST FOR CONTINUED EXAMINATION (RCE)

This is a request for continued examination (RCE) under 37 C.F.R. 1.114 of U.S. Application No. 10/722,134 filed November 26, 2003, entitled Anhydrous Topical Skin Preparations.

1. Please consider and enter the attached Amendment and Response Under 37 C.F.R. 1.114.
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. This request is being filed under the next business day rule on Monday, November 20, 2006 as the due date for responding fell on a weekend (Saturday, November 18, 2006). Applicants petition for a five-month extension of time from June 18, 2006 to November 18, 2006, the fee for which is **\$1,080.00** as set out in 37 C.F.R. 1.17(a). If Applicants have overlooked the need for an additional extension of time, please consider this a petition therefore. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
3. Fee Calculation (37 C.F.R. 1.16):

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	67	minus	78	0	\$50.00 each=	0.00
Independent Claims	3	minus	3	0	\$200.00 each=	0.00
First presentation of Multiple dependent claim					\$360.00	0.00
Sub-total =						0.00
Reduction by 1/2 for filing by a small entity						0.00
Total Fee =						\$0.00

4. Fee Payment: The Commissioner is hereby authorized to charge **\$1,475.00** to Deposit Account No. 50-0310 for payment of the five-month extension of time fee (\$1,080.00) and the request for continued examination filing fee (\$395.00), both fees at the small entity rate.

11/21/2006 SZEWDIE1 00000179 500310 10722134

01 FC:2001 395.00 DA
02 FC:2255 1080.00 DA

5. Additional Papers Submitted:

(i) Declaration Under 37 C.F.R. 1.132 by Geert Cauwenbergh

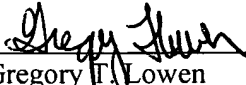
6. Please address all correspondence to:

Customer Number: 009629
Morgan, Lewis & Bockius LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004

7. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **Constructive petition for extension of time** in accordance with 37 C.F.R. § 1.136(a)(3).

Date: **November 20, 2006**
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Respectfully submitted,
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